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GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – APJMS - Disciplinary proceedings against Smt Shaik Naserbee, Superintendent (Retired), Senior Civil Judge's Court, Bapatla, Guntur District – Charges held proved - Imposing penalty of withholding three (3%) of pension for a period of five (5) years under Rule 9 of the Andhra Pradesh Pension Rules,1980 - Period of suspension from 06.12.2012 to 31.05.2017 is treated as "Not-on-Duty" – Orders – Issued.

LAW (LA&J – HOME (COURTS-B) DEPARTMENT

G.O.Ms.No.104 Dated 16.09.2021

Read the following:-

1) From the Registrar General (FAC) Registrar (Vigillance), High Court of A.P., Lr.No.200/13/Vigilance Cell, dated 21.07.2018
2) Show Cause Notice vide Govt.Memo.No.1935/Courts B/2018, dated 10-12-2018.
3) Explanation of the Charged Officer, through the Registrar General, High Court of A.P., Lr.No.200/13/Vigilance Cell, dated 25-04-2019.
4) Government Letter No.1935/Courts.B/18, dated 17-5-2019.
5) From the Secretary, APPSC, Letter C.No.376/DC&C/2019, dated 11.06.2019
6) Government Letter No.1935/Courts.B/18, dated 11-06-2021.
7) From the Secretary, APPSC, Letter C.No.376/DC&C/2021, dated 12.07.2021.

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ORDER:

Whereas, the Registrar General, FAC Registrar (Vigilance), High Court of A.P., in the reference 1st read above, has stated that a regular departmental enquiry was conducted under the provisions of the Andhra Pradesh Civil Services Rules, 1991, against Smt. Shaik Naserbee, Superintendent (Retired), Senior Civil Judge's Court, Bapatla, Guntur District on the following charges:-

Charge No.1:

That Smt. Shaik Naserbee, Superintendent (Retired) Senior Civil Judge's Court, Bapatla, Guntur District while working as Superintendent, demanded additional dowry of Rs.5,00,000/- from her daughter-in-Law namely Smt. T.D Shanthi @ Chandini resident of Nandyal showing cruelty by keeping her in house while going duty, locking the house; that she involved in the moral turpitude by demanding directly or indirectly from the parents of her daughter-in-law which is unbecoming on the part of a Government Servant and amounts to misconduct under Rule 3 of APCS (Conduct) Rules,1964.

Charge No.2:

That she was involved in a serious crime registered against her in Cr.No.125/2012 U/S 498-A IPC,3&4 of D.P.Act about which she is very much in knowledge and evident from her subsequent conduct, where she was arrested on 05-12-2012 and was remanded to judicial custody for a period of 5 days from 05-12-2012 to 09-12-2012 and she has not brought the same to the notice of the Senior Civil Judge, Bapatla under whom she was working nor have sent any intimation either to the administrative officer or any other official to do which she is bound, but the information was received only on complaint routed through the Hon'ble High Court at the instigation of her daughter-in-Law, defacto complainant in the said case. Therefore, she would be liable for disciplinary action under APCS (CCA) Rules, 1991.

(P.T.O)

2. And whereas, the Registrar General, FAC Registrar (Vigilance) while forwarding the entire record / material has further stated that during the enquiry, the 1st charge was not proved and the 2nd charge was proved.

3. And whereas, Government have examined the matter and provisionally decided to impose a penalty of 5% cut in pension permanently, in terms of Rule 9 of A.P. Revised Pension Rules, 1980.

4. And Whereas, Shaik Naserbee, Superintendent (Retired), Senior Civil Judge's Court, Bapatla, Guntur District, is directed to show cause as to why the action as referred at para-3 above, shall not be taken against her vide reference 2nd read above.

5. And whereas, the Charged Employee has submitted her explanation denying the charges leveled against her, through the Registrar General, High Court of Andhra Pradesh, vide letter 3rd read above,

6. And Whereas, Government after considering the explanation of the charged employee, with reference to the records available, have decided to impose a penalty of 3% cut in pension for a period of five (5) years and accordingly, the Secretary, A.P. Public Service Commission was requested to place the matter before the Commission for its concurrence on the decision of the Government vide letter 4th read above.

7. And whereas, the Secretary, Andhra Pradesh Public Service Commission has concurred vide letter 7th read above, wherein the Commission agreed with the proposal of the Government to impose the said penalty of "3% cut in pension for Five (5) years "

8. Now, therefore, Government after careful examination of the entire matter, hereby impose the penalty of "withholding of three percent (3%) of pension for five (5) years against Smt Shaik Naserbee, Superintendent (Retired), Senior Civil Judge's Court, Bapatla, Guntur District, under Rule 9(1) of Andhra Pradesh Revised Pension Rules, 1980 for the charge held proved against her during the enquiry and the period of suspension from 06.12.2012 to 31.05.2017 is treated as "Not-on-Duty".

9. The Registrar General, (FAC) Registrar (Vigilance), High Court of A.P. is requested to take necessary further action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V.SUNITHA
SECRETARY TO GOVERNMENT (FAC)
LEGAL & LEGISLATIVE AFFAIRS AND JUSTICE

To
The Individual **through** the Registrar General (FAC) Registrar (Vigilance), High Court of A.P., Nelapadu, Amaravati.
The Registrar General (FAC) Registrar (Vigillance), High Court of Andhra Pradesh, Nelapadu, Amaravati.
The District Judge, Guntur District.

Copy to:

The Secretary, Andhra Pradesh Public Service Commission, Vijayawada.
The Accountant General. Andhra Pradesh, Vijayawada.
Director of Treasuries & Accounts, A.P., Ibrahimpatnam.
SF/SC

//FORWARDED::BY ORDER//

SECTION OFFICER 16/9